

**TAB D**

105TH CONGRESS  
1ST SESSION

**H.R. 2015**

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**AN ACT**

To provide for reconciliation pursuant to sub-  
sections (b)(1) and (c) of section 105 of the con-  
current resolution on the budget for fiscal year  
1998.

105TH CONGRESS  
1ST SESSION

# H. R. 2015

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## AN ACT

To provide for reconciliation pursuant to subsections (b)(1) and (c) of section 105 of the concurrent resolution on the budget for fiscal year 1998.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Balanced Budget Act  
3 of 1997”.

4 **SEC. 2. TABLE OF CONTENTS.**

Title I—Committee on Agriculture.  
Title II—Committee on Banking and Financial Services.  
Title III—Committee on Commerce—Nonmedicare.  
Title IV—Committee on Commerce—Medicare.  
Title V—Committee on Education and the Workforce.  
Title VI—Committee on Government Reform and Oversight.  
Title VII—Committee on Transportation and Infrastructure.  
Title VIII—Committee on Veterans’ Affairs.  
Title IX—Committee on Ways and Means—Nonmedicare.  
Title X—Committee on Ways and Means—Medicare.  
Title XI—Budget Enforcement.

5                   **TITLE I—COMMITTEE ON**  
6                   **AGRICULTURE**

7 **SEC. 1001. EXEMPTION.**

8       Section 6(o) of the Food Stamp Act of 1977 (7  
9 U.S.C. 2015(o)) is amended—

10           (1) in paragraph (2)(D), by striking “or (5)”  
11           and inserting “(5), or (6)”;

12           (2) by redesignating paragraphs (5) and (6) as  
13           paragraphs (6) and (7), respectively; and

14           (3) by inserting after paragraph (4) the follow-  
15           ing new paragraph:

16           “(5) 15-PERCENT EXEMPTION.—

17           “(A) DEFINITIONS.—In this paragraph:

18           “(i) CASELOAD.—The term ‘caseload’  
19           means the average monthly number of in-  
20           dividuals receiving food stamps during the

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1           “(ii) For each of fiscal years 1998 through  
2           2002 by such percentage increase minus 2.0 percent-  
3           age points.

4           “(iii) For each succeeding fiscal year by such  
5           percentage increase.”.

6 **SEC. 4616. REIMBURSEMENT FOR DRUGS AND**  
7 **BIOLOGICALS.**

8           (a) IN GENERAL.—Section 1842 (42 U.S.C. 1395u)  
9 is amended by inserting after subsection (n) the following  
10 new subsection:

11           “(o) If a physician’s, supplier’s, or any other person’s  
12 bill or request for payment for services includes a charge  
13 for a drug or biological for which payment may be made  
14 under this part and the drug or biological is not paid on  
15 a cost or prospective payment basis as otherwise provided  
16 in this part, the amount payable for the drug or biological  
17 is equal to 95 percent of the average wholesale price.”.

18           (b) EFFECTIVE DATE.—The amendments made by  
19 subsection (a) apply to drugs and biologicals furnished on  
20 or after January 1, 1998.

21 **SEC. 4617. COVERAGE OF ORAL ANTI-NAUSEA DRUGS**  
22 **UNDER CHEMOTHERAPEUTIC REGIMEN.**

23           (a) IN GENERAL.—Section 1861(s)(2) (42 U.S.C.  
24 1395x(s)(2)), as amended, is amended by inserting after  
25 subparagraph (S) the following new subparagraph:

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1           “(ii) For each of fiscal years 1998 through  
2           2002 by such percentage increase minus 2.0 percent-  
3           age points.

4           “(iii) For each succeeding fiscal year by such  
5           percentage increase.”.

6 **SEC. 10616. REIMBURSEMENT FOR DRUGS AND**  
7 **BIOLOGICALS.**

8           (a) IN GENERAL.—Section 1842 (42 U.S.C. 1395u)  
9           is amended by inserting after subsection (n) the following  
10          new subsection:

11          “(o) If a physician’s, supplier’s, or any other person’s  
12          bill or request for payment for services includes a charge  
13          for a drug or biological for which payment may be made  
14          under this part and the drug or biological is not paid on  
15          a cost or prospective payment basis as otherwise provided  
16          in this part, the amount payable for the drug or biological  
17          is equal to 95 percent of the average wholesale price.”.

18          (b) EFFECTIVE DATE.—The amendments made by  
19          subsection (a) apply to drugs and biologicals furnished on  
20          or after January 1, 1998.

21 **SEC. 10617. COVERAGE OF ORAL ANTI-NAUSEA DRUGS**  
22 **UNDER CHEMOTHERAPEUTIC REGIMEN.**

23          (a) IN GENERAL.—Section 1861(s)(2) (42 U.S.C.  
24          1395x(s)(2)), as amended, is further amended—

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1 **SEC. 11212. EFFECTIVE DATE.**

2 (a) EXPIRATION.—Section 275(b) of the Balanced  
3 Budget and Emergency Deficit Control Act of 1985 is  
4 amended—

5 (1) by striking “Part C of this title, section”  
6 and inserting “Sections 251, 253, 258B, and”;

7 (2) by striking “1995” and inserting “2002”;  
8 and

9 (3) by adding at the end the following new sen-  
10 tence: “The remaining sections of part C of this title  
11 shall expire September 30, 2006.”.

12 (b) EXPIRATION.—Section 14002(c)(3) of the Omni-  
13 bus Budget Reconciliation Act of 1993 (2 U.S.C. 900  
14 note) is repealed.

15 **SEC. 11213. REDUCTION OF PREEXISTING BALANCES AND**  
16 **EXCLUSION OF EFFECTS OF THIS ACT FROM**  
17 **PAYGO SCORECARD.**

18 Upon the enactment of this Act, the Director of the  
19 Office of Management and Budget shall—

20 (1) reduce any balances of direct spending and  
21 receipts legislation for any fiscal year under section  
22 252 of the Balanced Budget and Emergency Deficit  
23 Control Act of 1985 to zero; and

24 (2) not make any estimates of changes in direct  
25 spending outlays and receipts under subsection (d)  
26 of such section 252 for any fiscal year resulting

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1 from the enactment of this Act or the Revenue Rec-  
2 onciliation Act of 1997.

Passed the House of Representatives June 25, 1997.

Attest:

*Clerk.*